IN THE HIGH COURT OF JUDICATURE AT BOMBAY

ORDINARY ORIGINAL CIVIL JURISDICTION

CIVIL APPLICATION (ST) NO. 28954 OF 2004
IN
WRIT PETITION NO. 3426 OF 2004

Shri Angarsiddha Shikshan .. Applicant
v/s.
1. State of Maharashtra & ors. .. Respondents

Shri V.S. Deokar advocate for Applicant.

Shri C.R. Sonawane, AGP for Respondent no.1, 2 & 4.

CORAM: S. RADHAKRISHNAN,
S.A. BOBDE, JJ.
DATE : 4TH NOVEMBER, 2004.

P.C.:-

1. Rule made returnable forthwith.

2. Heard the learned counsel for the Petitioner and the learned AGP for Respondent no.1, 2 and 4. For the purpose of disposal of this Civil Application the presence of Respondent no.3 is not necessary. We have also perused the Division Bench

Judgment of **Vasant Keshav Bhosale & Ors State of Mahrashtra & Ors. in MEC 316 page 316** also the judgment of the Supreme Court in **Chandigarh Administration & Ors. vs. Rajni Vali(Mrs) & Ors in (2000)2 SCC page 42.** It appears that in Taluka-Mohol there is one college wherein grant-in-aid has been granted. The said college is running Arts faculty. The Petitioner is running Arts and Science faculty. We have also perused the Affidavit in reply filed on behalf of State of Mahrashtra dated 25th October, 2004 wherein it is clearly mentioned that in each Taluka one college can be allowed to run on grant-in-aid basis for each faculty. As far as Science faculty is concerned, there is no dispute, in Mohol Taluka there is no other college running on grant-in-aid basis. In these circumstances, the Respondent State of Maharashtra is directed to release the grant-in-aid for the Science faculty to the Petitioner pending the hearing and final disposal of the Petition.

SD/-

(S. RADHAKRISHNAN, J)

SD/-

(S.A. BOBDE, J).